

ELK GROVE COMMUNITY SERVICES DISTRICT
REGULAR BOARD MEETING
TUESDAY, DECEMBER 6, 2005 – 6:30 p.m.
MINUTES

ATTENDANCE:

Directors present included Elliot Mulberg, Gil Albiani, Gerald Derr, Doug McElroy, and Elaine Wright.

General Manager Donna Hansen, Chief Operating Officer Jeff Ramos, Fire Chief Keith Grueneberg, and Administrator of Parks and Recreation Sue Wise were also present.

A. CALL TO ORDER/PLEDGE OF ALLEGIANCE

1. President Mulberg called the meeting to order at 6:30 p.m.
2. Cameron MacDonald of the Elk Grove Citizen led the Pledge of Allegiance.

B. ANNOUNCEMENTS/PRESENTATIONS

1. The Board received an overview of SB 135 (Community Services District Law – Rewrite) and AB 1234 (Local Agency Compensation and Ethics) presented by Paula deSousa of Best Best and Krieger LLP which become effective January 1, 2006.

AB 1234 Requirements include written policies on Compensation and Reimbursement, as well as Ethics Training.

SB 135 is a comprehensive re-write of the 50-year-old Community Services District Law, which streamlines the old CSD Law from 300 sections to 83 sections. Examples of changes are it bolsters CSD governance and clarifies and, in part, establishes new requirements on the exercise of powers, sets out express responsibilities for the Board of Directors and the General Manager, and sets out express requirements for District finances and contracting.

General Manager Donna Hansen advised the policies and resolutions required for compliance with AB 1234 and SB 135 will be ready in January, 2006.

2. The Board received and acknowledged correspondence of appreciation presented by General Manager Donna Hansen.

C. COMMUNICATIONS FROM THE PUBLIC (Non-agendized items)

None.

D. CONSENT CALENDAR

1. The Board pulled the November 29, 2005 Special Board Meeting minutes for corrections to Item N. After corrections are made to the minutes – approved Albiani-Derr, unanimous
2. The Board authorized the General Manager to execute a master cell tower agreement with Nextel for the installation of cellular telephone equipment beneath a PG&E transmission tower located on the corner of East Taron Drive and Nestling Circle. Derr-Wright, unanimous
3. The Board approved Resolution No. 2005-142 through 2005-153 accepting landscape corridors deeds and a trail easement for landscape maintenance and recreation. Derr-Wright, unanimous
4. The Board approved Resolution No. 2005-154 rejecting in whole the claim by Martha Herrera. Derr-Wright, unanimous
5. The Board approved the filing of a Notice of Completion for the work performed to renovate Fire Station #74. Derr-Wright, unanimous

E. ADVERTISED PUBLIC HEARINGS

- I. None.

F. PUBLIC HEARINGS

- I. None.

G. STAFF REPORTS

- I. The Board reviewed a presentation regarding the Skate Park presented by Karen Goesch outlining Option #1 which included Park Committee Recommendations and Option #2 which included Staff Recommendations.

As a result of staff's research, analysis, and recommendations from meetings with other groups to achieve the goal of the District to provide a safe and secure facility for customers and staff, the following is recommended by staff:

- Designate the park as a "Supervised Skate Park"
- Secure Skate Park with limited fencing to allow for controlled entry and exit point, permanent restroom building and permanent kiosk/concession-vending machine building - Option 2
- Require release of liability waivers for all Skate Park users
- Implement a picture identification Card and Wristband System
- Operational User Fee Model – Option 1 Fee Schedule
- Increase Private Rental Fees of Skate Park as proposed
- Proportion of fees used to offset Capital Improvement Costs
- Two positions with part-time trained staff members

COMMUNICATION FROM THE PUBLIC

Dyric Ramirez – reiterated to the Board that he had originally requested the skate park be supervised.

McElroy – Item I – Made motion to reopen the park as a fully supervised skate park – Seconded by Albani

McElroy – Item III – Made motion that the fees represented in Option I should be adopted – Seconded by Wright

McElroy – Item IV Operational Improvements – Made motion the costs as stated in the Staff Report for staffing costs, training costs and scanner and ID costs be adopted – Seconded by Wright

Albani suggested since there was a motion and a second on these items that were agreed upon that the Board vote.

Mulberg asked all in favor of that motion; vote was unanimously in favor

Motion made to approve staff recommendation of Option 2 in regard to Capital Improvements - McElroy-Derr; Wright – yes; Albani – yes; Mulberg - opposed

2. The Board reviewed the proposed additions and revisions to Ordinance No. 9 presented by Karen Goesch. The changes to Ordinance No. 9 will increase the safety, security, and well-being of all customers and staff members.

After reviewing the changes/additions, a motion was made to waive complete reading of the ordinance.

Albani-Wright, unanimous

Motion was made to set a Public Hearing date of January 3, 2006.

McElroy-Derr, unanimous

COMMUNICATION FROM THE PUBLIC

None.

H. BOARD OF DIRECTORS BUSINESS

1. Fire Committee - Verbal Report (Derr). – A meeting was held requesting a Fire Facilities Naming Committee be selected.
2. Parks and Recreation Committee - Verbal Report (Wright) - Nov. 22 Park Naming Committee Meeting was very emotional with a large attendance of people wanting a park in the East Franklin area named after Michael Ramirez who was killed in a traffic accident near the park. The committee approved naming the parks Machado Dairy Park, Schauer Park, Karamanos Park and one park to be named after the Backer Family pending further research by staff. Committee member Hal Bartholomew made a motion that the baseball field be named after Michael Ramirez and the committee asked staff to develop criteria for naming different memorials in the parks.
3. Budget/Finance/Insurance Committee - Verbal Report (McElroy) – no report
4. Policies & Procedures Committee - Verbal Report (McElroy) – no report
5. Strategic Planning Committee – Verbal Report (Albani) – no report
6. Fire Communications Board - Verbal Report (McElroy) – pursuing recruitment process for several positions and addressing budgetary issues.
7. Senior Center Board - Verbal Report (Mulberg) – looking for a director; going to re-advertise the position. The flag pole was installed and CSD was given credit for the landscaping around the flagpole.
8. Local Agency Formation Commission (LAFCo) - Verbal Report (Mulberg) – There is another controversy and each meeting is an update for the Commission. Formal reports will be received tomorrow. There will be a workshop held to allow representatives to address the Commission.
9. Sacramento County Treasury Oversight Committee - Verbal Report (Ramos) – next meeting is in February, 2006.
10. Miscellaneous Reports – none
11. Election of Officers for 2006 – Director Derr made a motion for Elaine Wright as President and Gil Albani as Vice President. Motion was seconded by Director McElroy and the vote was unanimous.

I. IDENTIFICATION OF ITEMS FOR FUTURE MEETING

1. Director Wright asked Park Department for criteria on naming memorial structures in parks.
2. Director McElroy asked staff to study additional use of cell towers to help with funding options.
3. Director Derr interested in cost situation at the Wackford Center.
4. Director McElroy requested follow-up cost recovery report in January and update on the Bartholomew development.

J. ADJOURNMENT TO EXECUTIVE SESSION

The Regular Board Meeting was adjourned to Executive Session at 8:36 p.m.

K. EXECUTIVE SESSION

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8

Property: 136 0030 001 0000

136 0030 012 0000

136 0030 014 0000

136 0030 015 0000

Agency Negotiator: Deputy Chief Steve Foster and/or Paul Thompson

Negotiating Parties: Gary Perry

Under Negotiations: Price and/or terms of payment

L. REOPEN REGULAR MEETING

President Mulberg re-opened the regular Board Meeting at 9:15 p.m. and announced direction was given to staff with regards to land negotiations.

M. ADJOURNMENT –

With no further business, President Mulberg adjourned the regular meeting at 9:17 p.m.